

Union Calendar No. 102

104TH CONGRESS
1ST SESSION

H. R. 1814

[Report No. 104-199]

A BILL

To authorize appropriations for environmental research, development, and demonstration activities of the Environmental Protection Agency for fiscal year 1996, and for other purposes.

JULY 21, 1995

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

Union Calendar No. 102

104TH CONGRESS
1ST SESSION

H. R. 1814

[Report No. 104-199]

To authorize appropriations for environmental research, development, and demonstration activities of the Environmental Protection Agency for fiscal year 1996, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 13, 1995

Mr. ROHRABACHER (for himself and Mr. HAYES) introduced the following bill;
which was referred to the Committee on Science

JULY 21, 1995

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on June 13, 1995]

A BILL

To authorize appropriations for environmental research, development, and demonstration activities of the Environmental Protection Agency for fiscal year 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “Environmental Re-*
3 *search, Development, and Demonstration Authorization Act*
4 *of 1995”.*

5 **SEC. 2. DEFINITIONS.**

6 *For the purposes of this Act, the term—*

7 (1) “Administrator” means the Administrator of
8 *the Environmental Protection Agency;*

9 (2) “Agency” means the Environmental Protec-
10 *tion Agency; and*

11 (3) “Assistant Administrator” means the Assist-
12 *ant Administrator for Research and Development of*
13 *the Agency.*

14 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

15 (a) *IN GENERAL.*—*There are authorized to be appro-*
16 *priated to the Administrator \$490,000,000 for fiscal year*
17 *1996 for the Office of Research and Development for envi-*
18 *ronmental research, development, and demonstration activi-*
19 *ties, including program management and support, in the*
20 *areas specified in subsection (b), of which—*

21 (1) *\$321,694,800 shall be for Research and De-*
22 *velopment; and*

23 (2) *\$109,263,400 shall be for Program and Re-*
24 *search Operations.*

1 (b) *SPECIFIC PROGRAMS AND ACTIVITIES.*—Of the
2 amount authorized in subsection (a), there are authorized
3 to be appropriated the following:

4 (1) *For air related research, \$93,915,200, of*
5 *which—*

6 (A) *\$67,111,400 shall be for Research and*
7 *Development; and*

8 (B) *\$26,803,800 shall be for Program and*
9 *Research Operations.*

10 (2) *For global change research, \$2,385,700, of*
11 *which—*

12 (A) *\$2,125,400 shall be for Research and*
13 *Development; and*

14 (B) *\$260,300 shall be for Program and Re-*
15 *search Operations.*

16 (3) *For water quality related research,*
17 *\$21,243,100, of which—*

18 (A) *\$9,453,100 shall be for Research and*
19 *Development; and*

20 (B) *\$11,790,000 shall be for Program and*
21 *Research Operations.*

22 (4) *For drinking water related research,*
23 *\$20,652,400, of which—*

24 (A) *\$10,376,500 shall be for Research and*
25 *Development; and*

1 (B) \$10,275,900 shall be for Program and
2 Research Operations.

3 (5) For toxic chemical related research,
4 \$11,053,900, of which—

5 (A) \$5,028,600 shall be for Research and
6 Development; and

7 (B) \$6,025,300 shall be for Program and
8 Research Operations.

9 (6) For lab and field expenses, \$73,031,600, all
10 of which shall be for Research and Development.

11 (7) For headquarters expenses of the Office of Re-
12 search and Development, \$9,254,800, all of which
13 shall be for Research and Development.

14 (8) For multimedia related research expenses,
15 \$158,656,800, of which—

16 (A) \$122,142,900 shall be for Research and
17 Development;

18 (B) \$31,513,900 shall be for Program and
19 Research Operations; and

20 (C) \$5,000,000 shall be for graduate student
21 fellowships.

22 (9) For program management expenses,
23 \$6,399,300, all of which shall be for Program and Re-
24 search Operations.

1 (10) *For pesticide related research, \$13,345,200,*
2 *of which—*

3 (A) *\$7,192,800 shall be for Research and*
4 *Development; and*

5 (B) *\$6,152,400 shall be for Program and*
6 *Research Operations.*

7 (11) *For oil pollution related research,*
8 *\$2,076,900.*

9 (12) *For research related to leaking underground*
10 *storage tanks, \$769,400.*

11 (13) *For research related to cleanup of contami-*
12 *nated sites, \$56,195,500.*

13 (14) *For research related to hazardous waste,*
14 *\$21,020,200, of which—*

15 (A) *\$10,977,700 shall be for Research and*
16 *Development; and*

17 (B) *\$10,042,500 shall be for Program and*
18 *Research Operations.*

19 (c) *LIMITATIONS.—(1) No funds are authorized to be*
20 *appropriated by this Act for—*

21 (A) *the Environmental Technology Initiative;*

22 (B) *the Climate Change Action Plan; or*

23 (C) *indoor air pollution research.*

24 (2) *No funds are authorized to be appropriated for any*
25 *fiscal year after fiscal year 1996 for carrying out the pro-*

1 *grams and activities for which funds are authorized by this*
 2 *Act, unless such funds are specifically authorized to be ap-*
 3 *propriated by Act of Congress with respect to such fiscal*
 4 *year.*

5 *(3) Notwithstanding any other provision of law, no*
 6 *funds are authorized to be appropriated for fiscal year 1996*
 7 *for carrying out the programs and activities for which*
 8 *funds are authorized by this Act unless such sums are spe-*
 9 *cifically authorized to be appropriated by this Act.*

10 ***SEC. 4. SCIENTIFIC RESEARCH REVIEW.***

11 *(a) IN GENERAL.—The Administrator shall assign to*
 12 *the Assistant Administrator the duties of—*

13 *(1) developing a strategic plan for scientific and*
 14 *technical activities throughout the Agency;*

15 *(2) integrating that strategic plan into ongoing*
 16 *Agency planning activities; and*

17 *(3) reviewing all Agency research to ensure the*
 18 *research—*

19 *(A) is of high quality; and*

20 *(B) does not duplicate any other research*
 21 *being conducted by the Agency.*

22 *(b) REPORT.—The Assistant Administrator shall*
 23 *transmit annually to the Administrator and to the Commit-*
 24 *tee on Science of the House of Representatives and the Com-*

1 *mittee on Environment and Public Works of the Senate a*
2 *report detailing—*

3 *(1) all Agency research the Assistant Adminis-*
4 *trator finds is not of sufficiently high quality; and*

5 *(2) all Agency research the Assistant Adminis-*
6 *trator finds duplicates other Agency research.*

7 ***SEC. 5. PROHIBITION OF LOBBYING ACTIVITIES.***

8 *None of the funds authorized by this Act shall be avail-*
9 *able for any activity whose purpose is to influence legisla-*
10 *tion pending before the Congress.*

11 ***SEC. 6. ELIGIBILITY FOR AWARDS.***

12 *(a) IN GENERAL.—The Administrator shall exclude*
13 *from consideration for awards of financial assistance made*
14 *by the Office of Research and Development after fiscal year*
15 *1995 any person who received funds, other than those de-*
16 *scribed in subsection (b), appropriated for a fiscal year*
17 *after fiscal year 1995, from any Federal funding source for*
18 *a project that was not subjected to a competitive, merit-*
19 *based award process. Any exclusion from consideration pur-*
20 *suant to this section shall be effective for a period of 5 years*
21 *after the person receives such Federal funds.*

22 *(b) EXCEPTION.—Subsection (a) shall not apply to*
23 *awards to persons who are members of a class specified by*
24 *law for which assistance is awarded to members of the class*
25 *according to a formula provided by law.*

1 **SEC. 7. GRADUATE STUDENT FELLOWSHIPS.**

2 *In carrying out the graduate student fellowship pro-*
3 *gram for which funds are authorized to be appropriated by*
4 *this Act, the Administrator shall ensure that any fellowship*
5 *award to a student selected after the date of the enactment*
6 *of this Act is used only to support research that would fur-*
7 *ther missions of the Office of Research and Development in*
8 *fields in which there exists or is projected to exist a shortage*
9 *in the number of scientists.*